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PATENT  
ATTORNEY DOCKET NO. 70207

# Best Available Copy

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: **Benyami et al.** )  
Appln. No.: **09/785,072** )  
Filed: **February 16, 2001** )  
Title: **BALLISTIC ARMOR PANEL** )  
Patent No.: **6,892,623** )  
Issued: **May 17, 2005** )  

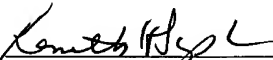
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Conf. No. **3067** )  
Customer No. **22242** )

### CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

12/01/05  
Date

  
Kenneth H. Samples  
Registration No. 25,747  
Attorney for Applicant(s)

Mail Stop PETITIONS  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

### REQUEST UNDER RULE 37 C.F.R. 3.81(b)

Dear Sir:

The Commissioner is respectfully requested to permit correction of the name of the assignee after issuance of the patent.

The inventors through their attorney respectfully submit that the correct Assignee name is **Rafael Armament Development Authority Ltd.** (see Reel 012036, Frame 0635). The assignment was submitted for recordation as set forth in 37 C.F.R.3.11 before issuance of the patent. A copy of the Notice of Recordation of Assignment Document dated July 31, 2001, is enclosed herewith.

The undersigned respectfully submits that at the time of filing the PTOL-85B form in the above-identified application he was unaware of the assignment changing the name of the Assignee to **Rafael Armament Development Authority Ltd.**, and that failure to include the

correct Assignee name on form PTOL-85B was inadvertent.

A Request for Certificate of Correction under 37 C.F.R. 1.323 to change the name of the Assignee was filed with the Certificate of Corrections Branch on September 14, 2005. The Request was denied and Applicant has been advised to file the present petition. A copy of the Request for Certificate of Correction under 37 C.F.R. 1.323 with a Certificate of Correction, and a copy of the Decision on the Request are enclosed herewith.

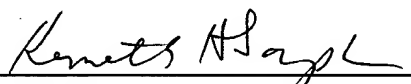
The undersigned respectfully requests to grant this Petition and to forward the file to Certificates of Correction Branch for issuance of a Certificate of Correction indicating that the correct name of the Assignee is **Rafael Armament Development Authority Ltd., Haifa, ISRAEL.**

The filing fee for this Request as set forth in 37 C.F.R. 1.17(i) in the amount of \$130.00 may be charged to Deposit Account No. 06-1135.

The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account 06-1135.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By:   
Kenneth H. Samples  
Registration No. 25,747

Date: December 1, 2005

120 South LaSalle Street  
Suite 1600  
Chicago, IL 60603  
Telephone: (312) 577-7000



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K1+S

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United States Patent and Trademark Office  
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Patent No. : 6892623 B2  
Ser. No. : 09/785,072  
Inventor(s) : BENYAMI, MOSHE  
Issued : 05/17/05  
Title : **BALLISTIC ARMOR PANEL**  
Docket No. : 70207 / 5596

Re: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction for the above-identified patent under the provisions of Rule(s) 1.322 and/or 1.323.

Assignees' names and addresses (assignment data) printed in a patent, are based *solely* on information supplied in the appropriate space for identifying the assignment data, i.e., item 3 of the Issue Fee Transmittal Form PTOL-85B. Granting of a request under 37 CFR 3.81(b) is required to correct applicant's error providing *incorrect or erroneous* assignment data, *before* issuance of a Certificate of Correction, under 37 CFR 1.323 (*see Manual of Patent Examining Procedures (M.P.E.P) Chp.1400, sect. 1481*). This procedure is required *at any time after the issue fee is paid*, including after issuance of the patent.

In view of the foregoing, your request, in this matter, is hereby denied.

A request to correct the Assignee under 37 CFR 3.81(b) should include:

- A. the processing fee set forth in 37 CFR 1.117(h) (currently \$130);
- B. a statement that the failure to include the correct assignee name on the PTOL-85B was inadvertent; and
- C. a copy of the Notice of Recordation of Assignment Document, reflecting the reel and frame number where the assignment(s) is recorded and/or reflecting proof of *the date* the assignment was submitted for recordation.

*In the Request*, Applicant(s) may request that the file be forwarded to Certificates of Correction Branch, for issuance of a Certificate of Correction, if the Request is granted.

Any request under 37 CFR 3.81(b) should be directed to the following address or facsimile number:

**By mail:**

**Mail Stop PETITIONS  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450**

KHS

By hand: Customer Service Window  
Mail Stop Petitions  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

5596/70207

DOCKETED

OCT 25 2005

By fax: (703) 872-9306  
ATTN: Office of Petitions

BY: DG

If a fee (currently \$100) was previously submitted for consideration of a Request for Certificate of Correction, under CFR 1.323, to correct assignment data, , no additional fee is required.

**Lamonte M. Newsome**  
For Cecelia Newman  
Decisions & Certificates  
of Correction Branch  
(703) 308-9390 #112 or (703) 308-8309

**FITCH EVEN TABIN AND FLANNERY**  
120 SOUTH LA SALLE STREET  
SUITE 1600  
CHICAGO IL 60603-3406

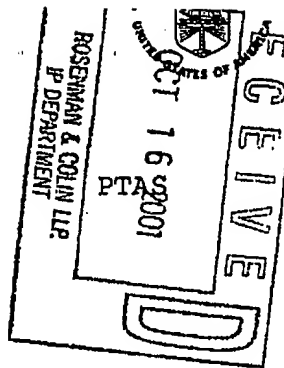
LMN

OCT 12 2005

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FITCH, EVEN, TABIN

OCTOBER 09, 2001

HELFGOTT & KARAS, P.C.  
LINDA S. CHAN  
EMPIRE STATE BUILDING  
69TH FLOOR  
NEW YORK, NY 10118



PATENT AND TRADEMARK OFFICE  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231



\*1 01803989A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/31/2001

REEL/FRAME: 012036/0635  
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

STATE OF ISRAEL, MINISTRY DEFENCE,  
ARMAMENT AUTHORITY, RAFAEL, THE

DOC DATE: 07/23/2001

ASSIGNEE:

RAFAEL ARMAMENT DEVELOPMENT  
AUTHORITY LTD.  
P.O. BOX 2250  
HAIFA, ISRAEL 31021

SERIAL NUMBER: 08952145

08092.0 PATENT NUMBER: 6122572

SERIAL NUMBER: 09356989  
PATENT NUMBER: 6263849

129228.3 SERIAL NUMBER: 09785072  
PATENT NUMBER:

166398.9 SERIAL NUMBER: 07020210  
PATENT NUMBER: 4741244

FILING DATE: 11/10/1997  
ISSUE DATE: 09/19/2000

FILING DATE: 07/20/1999  
ISSUE DATE: 07/24/2001

FILING DATE: 02/16/2001  
ISSUE DATE:

FILING DATE: 02/27/1987  
ISSUE DATE: 05/03/1988

1138

39652.1 SERIAL NUMBER: 07710980  
PATENT NUMBER: 5070764

FILING DATE: 06/06/1991  
ISSUE DATE: 12/10/1991

3773.0 SERIAL NUMBER: 08672241  
PATENT NUMBER: 5609434

FILING DATE: 06/28/1996  
ISSUE DATE: 03/11/1997

56520.9 SERIAL NUMBER: 07914711  
PATENT NUMBER: 5257331

ABD 17/10/2001 FILING DATE: 07/15/1992  
ISSUE DATE: 10/26/1993

1122.9 SERIAL NUMBER: 08617085  
PATENT NUMBER: 5792974

FILING DATE: 03/18/1996  
ISSUE DATE: 08/11/1998

3840.3 SERIAL NUMBER: 08559728  
PATENT NUMBER: 5637824

FILING DATE: 11/15/1995  
ISSUE DATE: 06/10/1997

84539.4 SERIAL NUMBER: 07778255  
PATENT NUMBER: 5189913

FILING DATE: 10/17/1991  
ISSUE DATE: 03/02/1993

8-383.8 SERIAL NUMBER: 07683881  
PATENT NUMBER: 5134725

FILING DATE: 04/11/1991  
ISSUE DATE: 08/04/1992

89000.4 SERIAL NUMBER: 08021871  
PATENT NUMBER: 5340056

FILING DATE: 02/24/1993  
ISSUE DATE: 08/23/1994

14339.9 SERIAL NUMBER: 08280595  
PATENT NUMBER: 5506709

FILING DATE: 07/29/1994  
ISSUE DATE: 04/09/1996

92225.7 SERIAL NUMBER: 08685713  
PATENT NUMBER: 5712943

FILING DATE: 07/24/1996  
ISSUE DATE: 01/27/1998

10 758.0 SERIAL NUMBER: 09072304  
PATENT NUMBER: 6043867

FILING DATE: 05/04/1998  
ISSUE DATE: 03/28/2000

99161.2 SERIAL NUMBER: 08544465  
PATENT NUMBER: 5652588

FILING DATE: 10/18/1995  
ISSUE DATE: 07/29/1997

MARY BENTON, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

# Assignment of Intellectual Property Rights

Whereas: The State of Israel, Ministry of Defence, Armament Authority, Rafael (hereinafter "Assignor") is the registered proprietor ("Applicant") of the patents, applications patents and Trade Marks (the "Assigned Intellectual Property" shown in Annex A hereto); and

Whereas it was agreed between the Assignor and Rafael Armament Development Authority Ltd. (hereinafter "Assignee") on the transfer of the rights of Assignor in the Assigned Intellectual Property; and

Whereas Assignor wishes to assign and transfer to the Assignee the titles and interest with respect to the Assigned Intellectual Property Marks and any national/regional patent application or any other form of protection of intellectual property, which may be provided by the laws of any country, based on patents, patents applications or Trade Marks in said Annex A; and

Whereas: Assignee wishes to acquire full title to the Intellectual Property, as specified below;

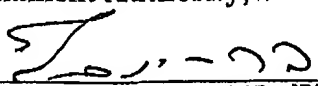
Now therefore, on this 23 day of July, 2001, in consideration of ONE UNITED STATES DOLLAR (US \$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, Assignor hereby irrevocably assigns its rights and title in the Assigned Intellectual Property to Assignee.

The Assignment, as specified herewith, applies to rights in the Assigned Intellectual Property in any country or territory throughout the world, to which it pertains including without limitation Israel, Europe, Singapore; and the U.S.A. with its territories, dependencies and possessions, and the right to apply for any letters patent or any other forms of protection of intellectual property as may be provided by any such country or territory, including also, without limitations, divisional, continuation and reissue patent applications and patents, with full benefits and such priorities as may now or hereafter be granted by local laws, treaties, or international conventions.

Assignor further agrees that they will, at Assignee's request and expense, but without demanding further consideration, perform all lawful acts necessary, including the execution and acknowledgment of instruments, that may be, or may become, necessary for obtaining, maintaining and perfecting Assignee's title to said Intellectual Property.

IN WITNESS WHEREOF, we have respectively, hereunto set our hands and seals:

Assignor:  
The State of Israel, Ministry of Defence,  
Armament Authority, Rafael

  
Name: R. BAR-JOSEF  
Title: CHAIRMAN OF THE PATENT COMMITTEE

Assignee:  
Rafael Armament Development Authority  
Ltd.

  
Name: DAN DODIUK, ADVOCATE  
Title: GENERAL COUNSEL  
  
Name: RAFABL  
Title: ARMAMENT DEVELOPMENT AUTHORITY LTD.

CONTINUATION  
PATENTS ONLY

U.S. Department of Commerce  
Patent and Trademark Office  
PATENT

Conveying Party(ies)

☐ Mark if additional names of conveying parties attached

Enter additional Conveying Parties

Execution Date  
Month Day Year

Name (line 1)

Name (line 2)

Name (line 1)

Name (line 2)

Name (line 1)

Name (line 2)

Execution Date  
Month Day Year

Execution Date  
Month Day Year

Receiving Party(ies)

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Enter additional Receiving Party(ies)

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Name (line 2)

Address (line 1)

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Address (line 1)

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☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

Patent Number(s)


5506709		
5712943		
6043867		
5652588		



**Correspondent Name and Address**

Area Code and Telephone Number

(212)643-5000

Name Helfgott & Karas, P.C.

Address (line 1) Empire State Building

Address (line 2) 60th Floor

Address (line 3) New York, New York 10118

Address (line 4) Attorney Docket No.: COHN 9666A; 9699A

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

# 1

**Application Number(s) or Patent Number(s)**

☒ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

**Patent Application Number(s)**

08952145

09356989

09785072

**Patent Number(s)**

4741244

5070764

5609434

5257331

5792974

5637824

5189913

5134725

5340056

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year

**Patent Cooperation Treaty (PCT)**

Enter PCT application number only if a U.S. Application Number has not been assigned.

PCT

PCT

PCT

PCT

PCT

PCT

**Number of Properties**

Enter the total number of properties involved.

# 16

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41): \$

640.00

Method of Payment:  
Deposit Account

Enclosed ☒

Deposit Account ☐

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

# 08-1634

Authorization to charge additional fees:

Yes

☒

No

☐

**Statement and Signature**

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

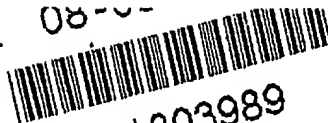
Linda S. Chan

Name of Person Signing

Signature

07/31/01

Date



7-31-01

**RECORDATION FORM COVER SHEET  
PATENTS ONLY**

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☒ New  
☐ Resubmission (Non-Recordation)  
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Reel #  Frame #

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☒ Assignment ☐ Security Agreement  
☐ License ☐ Change of Name  
☐ Merger ☐ Other   
**U.S. Government**  
(For Use ONLY by U.S. Government Agencies)  
☐ Departmental File ☐ Secret File

**Conveying Party(ies)**

☐ Mark if additional names of conveying parties attached

Execution Date  
Month Day Year  
07 23 01

Name (line 1) The State of Israel, Ministry Defence, Armament Authority, Rafael

Name (line 2)

**Second Party**

Name (line 1)

Name (line 2)

Execution Date  
Month Day Year

**Receiving Party**

☐ Mark if additional names of receiving parties attached

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receiving party is not  
domiciled in the United  
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of a domestic  
representative is attached.  
(Designation must be a  
separate document from  
Assignment.)

Name (line 1) Rafael Armament Development Authority Ltd.

Name (line 2)

Address (line 1) P.O. BOX 2250

Address (line 2)

Address (line 3) Haifa

Israel  
State/Country

31021  
Zip Code

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

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08/07/2001 TDIAZI 00000118 08952145

1 FC:581

640.00 DP

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